



**UNDERAGE ALCOHOL  
INVESTIGATIONS  
A LAW ENFORCEMENT GUIDE**



**October 2007**

## **I. INTRODUCTION**

Law enforcement officers dealing with minors and alcohol face several problems. The laws that apply to underage drinking change frequently, requiring law enforcement professionals to adjust their techniques in dealing with violations.

This guide is a compilation of various laws related to the consumption of alcohol. It also suggests different procedures for law enforcement officers to use during an investigation into underage drinking and when filing charges and presenting cases in Probate, District, and Circuit Court. As always, you should refer to your departmental orders for specific alcohol-related enforcement procedures.

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## UNDERAGE ALCOHOL INVESTIGATIONS

### A Law Enforcement Officer's Guide

#### II. LAWS APPLICABLE TO MINORS

##### A. MINOR IN POSSESSION

**Description of Offense:** Person under 21 years of age shall not purchase, consume, or possess alcohol, or have any bodily alcohol content. MCL 436.1703.

##### Penalty

First Offense: Misdemeanor	\$100; Community service and/or rehabilitative programs; deferral possible
Second Offense: Misdemeanor	30 days in jail and/or \$200; community service and/or rehabilitative programs
Third Offense: Misdemeanor	60 days in jail and/or \$500; community service and/or rehabilitative programs

##### Enforcement Options

- Ticket the 17, 18, 19 and 20 year olds – District Court
- Under age 17 – Petition required for Probate Court
- Confiscate or destroy alcohol

##### Important Notes

- (1) An officer who witnesses this violation may stop and detain a person and obtain satisfactory identification;
- (2) “any bodily alcohol content” is defined as .02 BAC or higher;
- (3) MCL 436.1703(6) states an officer may require a minor to submit to a PBT if there is reasonable cause to believe the minor has consumed alcohol. **However**, in *Platte v. Thomas Township, et. al.* (released 9/27/07) the U.S. District Court, Eastern District of Michigan, ruled that section to be unconstitutional because it violated the 4th amendment of an unreasonable search. **Officers should no longer use it to compel a PBT.**
- (4) A 19 or 20 year old person who lawfully consumes alcohol in Canada cannot be convicted with the unlawful consumption of alcohol;
- (5) An officer who determines that a person less than 18 years of age has violated this statute is required to notify the person's parents (if the parent's or guardian's names are reasonably ascertainable) of

the nature of the violation within 48 hours of violation in person, by telephone, or by first class mail. If a person less than 17 years of age is incarcerated for violating this statute, the officer is required to notify the person's parents immediately;

- (6) SOS to suspend license if second or third offense.

## **B. POSSESSING OR TRANSPORTING ALCOHOL IN A MOTOR VEHICLE BY A MINOR**

**Description of Offense:** Person under 21 years of age who knowingly transports or possesses alcohol in a motor vehicle. It does not matter whether alcohol is open or capped. Charge applies equally to drivers and passengers. MCL 257.624b.

### **Penalty**

90 days in jail and/or \$500 fine; community service; substance abuse assessment

### **Enforcement Options**

- Appearance ticket or custodial arrest (if offense was committed within officer's presence) or release and seek warrant
- Confiscate or destroy alcohol
- Petition to impound vehicle after conviction
- Under age 17, file a petition in Probate Court

### **Important Notes**

- (1) Within 30 days of conviction of the driver, officer may file a complaint with the court to impound the vehicle for up to 30 days;
- (2) If person who violates this statute is less than 18 years of age, officer must notify the parents of said minor within 48 hours of violation in person, by telephone, or by first class mail;
- (3) SOS to suspend license if one or more prior convictions for this offense.

## **C. FALSE ID TO PURCHASE ALCOHOL**

**Description of Offense:** Using fraudulent identification to purchase alcohol by a person less than 21 years of age. MCL 436.1703(2).

### **Penalty**

Misdemeanor

93 days in jail and/or \$100  
fine

**Enforcement Options**

- Appearance ticket or custodial arrest or release and seek warrant
- Confiscate or destroy alcohol
- Confiscate the identification papers
- Under age 17, file a petition in Probate Court

**Important Notes**

- (1) SOS to suspend driver's license;
- (2) An officer who witnesses this violation may stop and detain a person and obtain satisfactory identification.

**D. CONSUMING ALCOHOL ON A HIGHWAY**

**Description of Offense:** Consuming alcoholic liquor on a public highway. MCL 436.1915.

**Penalty**

Misdemeanor 90 days in jail and/or \$500 fine

**Enforcement Options**

- Appearance ticket or custodial arrest (if offense was committed in officer's presence) or release and seek warrant
- Confiscate or destroy alcohol
- Under age 17, file a petition in Probate Court

**Important Notes**

An individual need not be in a vehicle to be charged with offense.

**E. OPERATING A MOTOR VEHICLE – MINOR WITH ANY BAC [ZERO TOLERANCE]**

**Description of Offense:** A person less than 21 years of age who operates a vehicle on a highway, place open to the general public, or parking lot while having a bodily alcohol content of .02% or more but less than .08% or having any presence of alcohol resulting from the consumption of alcoholic liquor. MCL 257.625(6).

**Penalty**

Misdemeanor 360 hours community service and/or \$250 fine; rehabilitative programs

**Enforcement Options**

Custodial arrest or release and seek warrant

**Important Notes**

- (1) Check your departmental guidelines for policies regarding the release of intoxicated individuals placed under arrest. See also, Section IV, Custodial Arrests and Bond;
- (2) If person's bodily alcohol content is .08% or higher, pursue Operating While Intoxicated;
- (3) Punishment may be enhanced if subject has a prior alcohol-related driving offense; however, only one zero tolerance conviction may be used for a felony drunk driving enhancement;
- (4) SOS to suspend license;
- (5) Upon conviction, subject may be ordered to pay costs of prosecution and provide reimbursement for emergency response.

**F. OPERATING A MOTOR VEHICLE – MINOR WITH ANY BAC – OCCUPANT LESS THAN 16 YEARS OF AGE**

**Description of Offense:** A person less than 21 years of age who operates a vehicle on a highway, place open to the general public, or parking lot while having a bodily alcohol content of .02% or more but less than .08% while another person who is less than 16 years of age is occupying the vehicle. MCL 257.625(7)(b).

**Penalty**

Misdemeanor

93 days in jail and/or 60 days  
community service and/or  
\$500 fine

**Enforcement Options**

Custodial arrest or release and seek warrant

**Important Notes**

- (1) Check your departmental guidelines for policies regarding the release of intoxicated individuals placed under arrest. See also, Section IV, Custodial Arrests and Bond;
- (2) Vehicle immobilization or vehicle forfeiture may be ordered by the court;
- (3) Upon conviction, subject may be ordered to pay costs of prosecution and provide reimbursement for emergency response;
- (4) SOS to suspend license for 180 days. Subject may be eligible for a restricted driver's license after first 90 days.

### III. LAWS APPLICABLE TO ALL

#### A. FURNISHING TO MINORS

**Description of Offense:** Knowingly sell or furnish alcohol to a person under the age of 21; failure to make diligent inquiry whether the person is less than 21 years of age. MCL 436.1701.

##### Penalty

First Offense: Misdemeanor	60 days in jail and/or \$1,000 fine
Second Offense: Misdemeanor	90 days in jail and/or \$2,500 fine; community service

##### Enforcement Options

- Appearance ticket or custodial arrest (if offense was committed within officer's presence) or release and seek warrant
- Confiscate or destroy alcohol

##### Important Notes

- (1) The penalties assessed against retail establishments or clerks/agents employed by retail establishments are different from the penalties assessed against individuals;
- (2) This charge also applies to minors (i.e. persons under 21 years of age) who furnish alcohol to other minors;
- (3) If the minor receives alcohol from a retail establishment or a clerk/agent employed by a retail establishment as a result of an undercover operation by the state police, the commission, or local law enforcement, the clerk, agent, or employee is responsible for a state civil infraction and civil fine of \$100.

#### B. FURNISHING TO MINORS – CAUSING DEATH

**Description of Offense:** Knowingly sell or furnish alcohol to a person under the age of 21; failure to make diligent inquiry whether the person is less than 21 years of age and the subsequent consumption of alcohol by minor is a direct and substantial cause of that person's death or an accidental injury that causes that person's death. MCL 436.1701(2).

##### Penalty

Felony	Imprisonment – 10 years and/or \$5,000 fine
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##### Enforcement Options

Custodial arrest or release and seek warrant

### **C. CONSUMPTION OF ALCOHOL ON UNLICENSED PREMISES**

**Description of Offense:** A person shall not maintain a premise, not licensed under the Liquor Control Act, and allow other persons to consume alcohol for consideration. MCL 436.1913.

#### **Penalty**

Felony 1 year in jail and/or \$1,000 fine

#### **Enforcement Options**

Custodial arrest or release and seek warrant; confiscate alcohol.

#### **Important Note**

“Consideration” means any fee, cover charge, sale of food, ice, mixers, glassware, or other containers, or even the storage of alcoholic liquor.

### **D. CONSUMPTION OF ALCOHOL BY A MINOR AT A SOCIAL GATHERING**

**Description of Offense:** Knowingly allow a minor to consume or possess an alcoholic beverage at a social gathering on or within that premises, residence, or other real property. MCL 750.141a.

#### **Penalty**

Misdemeanor 30 days in jail and/or \$1,000 fine

#### **Enforcement Options**

Appearance ticket or custodial arrest (if offense was committed within officer's presence) or release and seek warrant.

#### **Important Notes**

- (1) “Social gathering” means an assembly of two or more individuals for any purpose;
- (2) “Allow” means to give oral or written permission for or approval of. It also includes failing to take corrective action that would cause a reasonable person to believe that permission or approval has been given;
- (3) This section also prohibits an individual from knowingly allowing any individual to consume or possess a controlled substance on or within a premises, residence, or other real property.



## **E. FURNISHING FALSE ID TO ANOTHER TO PURCHASE ALCOHOL**

**Description of Offense:** Furnishing fraudulent identification to a person less than 21 years of age for the purpose of purchasing alcohol. MCL 436.1703(2).

### **Penalty**

Misdemeanor

93 days in jail and/or \$100 fine;  
SOS shall suspend license

### **Enforcement Options**

Appearance ticket or custodial arrest or release and seek warrant; confiscate false identification

### **Important Note**

An officer who witnesses this violation may stop and detain a person and obtain satisfactory identification.

## **F. OPEN ALCOHOL CONTAINER IN A MOTOR VEHICLE**

**Description of Offense:** Transport or possess an alcoholic liquor in a container that is open, uncapped, or with a seal broken inside the passenger compartment of a vehicle on a highway or place open to the general public or parking lot. MCL 257.624a.

### **Penalty**

Misdemeanor

90 days in jail and/or \$500 fine;  
substance abuse screening;  
community service

### **Enforcement Options**

Appearance ticket or custodial arrest (if offense was committed within officer's presence) or release and seek warrant; confiscate or destroy alcohol.

### **Important Notes**

- (1) Applies regardless of age;
- (2) Charge applies to both drivers and passengers;
- (3) SOS to suspend license if one or more prior convictions for this offense;
- (4) When not on a highway, charge applies to moving vehicles only.

## **G. OPERATING A MOTOR VEHICLE WHILE VISIBLY IMPAIRED BY ALCOHOLIC LIQUOR OR A CONTROLLED SUBSTANCE (OWVI)**

**Description of Offense:** Operating a motor vehicle upon a highway, place open to the general public, or parking lot while subject's ability to operate that vehicle was visibly impaired due to the consumption of alcoholic liquor and/or a controlled substance. MCL 257.625(3).

### **Penalty**

First Offense: Misdemeanor	93 days in jail and/or \$300 fine; 360 hours community service; rehabilitative programs
Second Offense: Misdemeanor	1 year in jail and/or up to \$1,000 fine; incarceration mandatory
Third Offense: Felony	Imprisonment not less than 1 year or more than 5 years; and/or a fine of \$500-\$5,000

### **Enforcement Options**

Custodial arrest or release and seek warrant

### **Important Notes**

- (1) Check your departmental guidelines for policies regarding the release of intoxicated individuals placed under arrest. See also Section IV, Custodial Arrests and Bond;
- (2) Vehicle immobilization may be ordered by the court with a first offense. Vehicle immobilization is mandatory with a prior alcohol-related driving conviction;
- (3) Upon conviction, subject may be ordered to pay costs of prosecution and provide reimbursement for emergency response;
- (4) SOS to suspend license. Subject may be eligible for a restricted driver's license;
- (5) Officer should check whether individual has prior alcohol-related driving convictions as penalties may be enhanced.

## **H. OPERATING WHILE INTOXICATED – ALCOHOLIC LIQUOR OR CONTROLLED SUBSTANCE (OWI)**

**Description of Offense:** Operating a motor vehicle upon a highway, place open to the general public, or parking lot while intoxicated. "Operating while intoxicated" means either (1) the person is under the influence of an alcoholic liquor and/or a controlled substance; or (2) the person has an alcohol content of .08% or more. MCL 257.625(1).

**Penalty**

First Offense: Misdemeanor	93 days in jail and/or \$100-\$500 fine; 360 hours community service; rehabilitative programs
Second Offense: Misdemeanor	1 year in jail and/or up to \$1,000 fine; incarceration mandatory
Third Offense: Felony	Imprisonment not less than 1 year or more than 5 years; and or a fine of \$500-\$5,000

**Enforcement Options**

Custodial arrest or release and seek warrant

**Important Notes**

- (1) Check your departmental guidelines for policies regarding the release of intoxicated individuals placed under arrest. See also Section IV, Custodial Arrests and Bond;
- (2) Vehicle immobilization may be ordered by the court with a first offense. Vehicle immobilization is mandatory with a prior alcohol-related driving conviction;
- (3) Upon conviction, subject may be ordered to pay costs of prosecution and provide reimbursement for emergency response;
- (4) SOS to suspend license, may be eligible for a restricted driver's license after first 30 days;
- (5) Officer should check whether individual has prior alcohol-related driving convictions as penalties may be enhanced.

**I. OPERATING WITH SCHEDULE 1 CONTROLLED SUBSTANCES AND COCAINE**

**Description of Offense:** Operating a motor vehicle upon a highway, place open to the general public, or parking lot while having any amount of a Schedule 1 controlled substance or cocaine in his or her body. MCL 257.625(8).

**Penalty**

First Offense: Misdemeanor	93 days in jail and/or \$100-\$500 fine; 360 hours community service; rehabilitative programs
Second Offense: Misdemeanor	1 year in jail and/or up to \$1,000 fine; incarceration mandatory

Third Offense: Felony

Imprisonment not less than 1 year or more than 5 years; and/or a fine of \$500-\$5,000

### **Enforcement Options**

Custodial arrest or release and seek warrant

### **Important Notes**

- (1) Penalties in OUID case and OWI case are the same;
- (2) "Zero tolerance" to Schedule 1 drugs and cocaine. Only necessary that person was driving and drugs were in person's system;
- (3) For any other controlled substance, must prove that the person was under the influence or impaired.

## **J. OWI/OWVI/OUID – CAUSING DEATH**

**Description of Offense:** Operating a motor vehicle upon a highway, place open to the general public, or parking lot while either (1) under the influence of an alcoholic liquor and/or a controlled substance; or (2) while having a bodily alcohol level of .08% or more; or (3) while the subject's ability to operate the vehicle was visibly impaired due to the consumption of intoxicating liquor and/or a controlled substance; or (4) while having any amount of a Schedule 1 drug or cocaine in their body and by the operation of that vehicle caused the death of another person. MCL 257.625(4).

### **Penalty**

Felony

15 years and/or \$2,500-\$10,000 fine; rehabilitative programs

### **Enforcement Options**

Custodial arrest or release and seek warrant

### **Important Notes**

- (1) Check your departmental guidelines for policies regarding the release of intoxicated individuals placed under arrest. See also Section IV, Custodial Arrests and Bond;
- (2) Forfeiture of the vehicle may be ordered by the court. If vehicle is not forfeited, vehicle immobilization is mandatory;
- (3) Upon conviction, subject may be ordered to pay costs of prosecution and provide reimbursement for emergency response;
- (4) SOS to revoke license.

## **K. OWI/OWVI/UID – CAUSING SERIOUS IMPAIRMENT**

**Description of Offense:** Operating a motor vehicle upon a highway, place open to the general public, or parking lot while either (1) under the influence of an alcoholic liquor and/or a controlled substance; or (2) while having a bodily alcohol level of .08% or more; or (3) while the subject's ability to operate the vehicle was visibly impaired due to the consumption of intoxicating liquor and/or a controlled substance; or (4) while having any amount of a Schedule 1 drug or cocaine in their body and by the operation of that vehicle caused a serious impairment of a body function to another person. MCL 257.625(5).

### **Penalty**

Felony	5 years and/or \$1,000-\$5,000 fine; rehabilitative programs
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### **Enforcement Options**

Custodial arrest or release and seek warrant

### **Important Notes**

- (1) Check your departmental guidelines for policies regarding the release of intoxicated individuals placed under arrest. See also Section IV, Custodial Arrests and Bond;
- (2) Forfeiture of the vehicle may be ordered by the court. If vehicle is not forfeited, vehicle immobilization is mandatory;
- (3) Upon conviction, subject may be ordered to pay costs of prosecution and provide reimbursement for emergency response;
- (4) SOS to revoke license.

## **L. OWI/OWVI/UID – OCCUPANT LESS THAN 16 [CHILD ENDANGERMENT]**

**Description of Offense:** Operating a motor vehicle upon a highway, place open to the general public, or parking lot while being under the influence of an intoxicating liquor and/or a controlled substance or while having a bodily alcohol level of .08% or more or while the subject's ability to operate the vehicle was visibly impaired due to the consumption of intoxicating liquor and/or a controlled substance or while having any amount of a Schedule 1 controlled substance or cocaine in his or her body while a person less than 16 years of age was occupying the vehicle. MCL 257.625(7)(a)(l).

### **Penalty**

Misdemeanor	\$200-\$1,000 fine and 5 days-1
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year in jail; 360 hours community service; rehabilitative programs

## **Enforcement Options**

Custodial arrest or release and seek warrant

## **Important Notes**

- (1) Check your departmental guidelines for policies regarding the release of intoxicated individuals placed under arrest. See also Section IV, Custodial Arrests and Bond;
- (2) Vehicle immobilization or vehicle forfeiture may be ordered by the court with a first offense;
- (3) Upon conviction, subject may be ordered to pay costs of prosecution and provide reimbursement for emergency response;
- (4) SOS to suspend license for 180 days. Subject may be eligible for a restricted driver's license after first 90 days;
- (5) A subject with a prior alcohol-related offense committing this crime is subject to a felony charge.

## **IV. CUSTODIAL ARRESTS AND BOND**

In the event an officer makes a custodial arrest, the non-intoxicated person is subject to the interim bond provisions provided by law. However, if the arresting officer is of the opinion that the arrested person is under the influence of liquor or a controlled substance, unable to establish or demonstrate his or her identity, or it is unsafe to release him or her, the arrested persons must be held until he or she is in a "proper condition to be released."

## **V. CURFEW VIOLATIONS**

Michigan law establishes curfew:

For children under the age of 12 years: 10 p.m.

For children under the age of 16 years: 12 a.m.

Some cities may have stricter curfews.

There is no curfew for children of the full age of 17 and upwards, and there are exceptions for younger children accompanied by parents or parent-designated adults.

Coordination with Probate Court authorities should be made in the enforcement of the curfew law; see your department's special order on this topic. There are no criminal penalties, but the law does allow officers to pick up violators consistent with Probate Court procedures.

## **VI. SEARCH WARRANTS**

A search warrant is generally not needed in “open” spaces such as open fields, even if fenced and posted against trespassing, or forests. If an officer is prevented from entering a building or residence to investigate a crime in progress, or if consent to enter the building or residence is not given, the officer should consider obtaining a search warrant based upon facts developed during the officer’s investigation.

An exception to the search warrant requirement may exist, however, if exigent circumstances justify a warrantless search and seizure is necessary in order to avoid the threat of destruction or removal of evidence. This exception requires an actual emergency and an articulation by the officer of specific and objective facts revealing the need for immediate action. Note that a mere possibility of a risk of immediate removal or destruction of evidence is not enough. The officer must have an objectively reasonable basis to believe that removal or destruction of evidence is imminent.

A model search warrant for underage parties follows. Most jurisdictions have an assistant prosecuting attorney on duty at all times to review an officer’s preparation of such a search warrant.

## **VII. SEARCH WARRANT MODEL**

See following pages.

State of Michigan District Court	SEARCH	CASE NO.
	WARRANT	
	(Under-Age Party)	Prepare original + three copies Page ____ of ____

**TO THE SHERIFF OR ANY PEACE OFFICER:**

The affiant, \_\_\_\_\_, has sworn to the attached affidavit regarding the following:

**1. The person, place or thing to be searched is described as and is located at:**

ADDRESS:

SIDE OF STREET:

CROSS STREETS:

GARAGE TYPE:

DESCRIPTION OF BUILDING:

The search is also to include any and all outbuildings, garages and vehicles within the curtilage during the execution of this search warrant.

**2. The property to be searched for and seized, if found, is specifically described as:**

- ☐ All alcoholic beverages and containers.
- ☐ All suspected controlled substances.
- ☐ All records indicating the purchase/sale of alcoholic beverages and/or controlled substances.
- ☐ All items used in the possession or consumption, storage or concealment, manufacture or distribution, use or delivery of alcoholic beverages and/or controlled substances.
- ☐ All documents indicating ownership or possession of building/residence/vehicle(s) to be searched.

**3. The FACTS establishing cause or the grounds for the search are:**

- ☐ Affiant has been a police officer for \_\_\_\_\_ years with the Police Department.
- ☐ Affiant is a School Resource Officer, DARE Instructor, Officer, or other \_\_\_\_\_. (Specify)
- ☐ Affiant has had contact with many persons who were under the influence of intoxicating liquor and/or controlled substance and Affiant is experienced/trained in detecting the presence of such substances.
- ☐ Affiant has received specialized training in detecting, controlling and dispersing under-age parties.
- ☐ Affiant has experience in investigating gatherings that involved the under-age consumption of alcohol, and in the course of these investigations has found it common for the possession/use of controlled substances to occur. Affiant has found that in many instances, people who host under-age parties and/or possess/use controlled substances frequently use outbuildings and/or garages as a place to store the alcoholic beverages and/or controlled substances.
- ☐ Affiant has found that in many instances persons conceal contraband in their pockets or elsewhere on their person.
- ☐ Affiant has received anonymous information from an area resident who reported school-aged children/persons under the age of 21 possessing and consuming alcoholic beverages at listed residence/property.
- ☐ Affiant has received information from the following individuals:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

These individuals reported that school-aged children/persons under the age of 21 possessing and consuming alcoholic beverages at listed residence/property.

- ☐ The Police Department has received complaints of loud music, noise, heavy vehicular/foot traffic, fights, indecent exposure, urinating in public near listed residence/property. (Circle)
- ☐ Affiant, or another police officer \_\_\_\_\_, has conducted surveillance in the area of listed residence/property and observed the following activities: ☐ alcohol containers in the area ☐ several vehicles parked in the area ☐ persons under the age of 21 in possession or under the influence of alcohol and/or a controlled substance ☐ loud music coming from the residence/property ☐ several school-aged children gathered.
- ☐ The person(s) at the residence/property refuse to answer the door and/or answer the telephone. (circle)
- ☐ The person(s) at the residence/property extinguished the lights.
- ☐ The person(s) at the residence/property made other attempts to conceal their activities, to wit, \_\_\_\_\_.
- ☐ The person(s) at the residence/property would not provide consent for entry.
- ☐ Other \_\_\_\_\_.



State of Michigan District Court	<b>SEARCH WARRANT</b> (Under-Age Party)	CASE NO.  Prepare original + 3 copies  Page ____ of ____
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Reviewed on \_\_\_\_\_ Affiant: \_\_\_\_\_  
 By: \_\_\_\_\_ P- \_\_\_\_\_  
 Prosecuting Official

IN THE NAME OF THE PEOPLE OF THE STATE OF MICHIGAN: I have found that probable cause exists and you are commanded to make the search and seize the described property. Leave a copy of this warrant with affidavit attached and a tabulation (written inventory) of all property taken with the person from whom the property was taken or at the premises. You are further commanded to promptly return this warrant and tabulation to the court.

ISSUED:  
 \_\_\_\_\_  
 Date District Judge/Magistrate Bar No.

**RETURN AND TABULATION**

I hereby certify and return that I have executed the search warrant and have obtained the following described property and left a copy of the affidavit and tabulation with said property owner or left a copy of the tabulation in the premises.

Please see attached list.

Police Officer: \_\_\_\_\_  
 Dated at: \_\_\_\_\_ am/pm  
 This \_\_\_\_\_ day of \_\_\_\_\_

## MICHIGAN'S GRADUATED LICENSING SYSTEM

DRIVER EDUCATION SEGMENT 1	LEVEL 1 LICENSE	PREPARATION FOR DRIVER EDUCATION SEGMENT 2	DRIVER EDUCATION SEGMENT 2	PREPARATION FOR ROAD TEST	ROAD TEST	LEVEL 2 LICENSE	LEVEL 3 LICENSE
Minimum age of 14 years and 8 months  Vision/health screening prior to behind the wheel experience  24 hours of classroom  6 hours behind the wheel  Written exam	No \$ fee  14 years and 9 months  Vision exam  Health standards  Written approval of parents  May drive only with a licensed parent or legal guardian, or designated licensed adult age 21 or older	Minimum of 30 hours of behind the wheel on a level 1 license, including minimum of 2 hours of night driving  Minimum of 3 months between completion of Segment 1 and start of Segment 2	6 hours of classroom  Possible written exam	Complete what remains of the required 50 hours behind the wheel; including what remains of the 10 hours required night driving  Review study guides	\$ Fee will vary  Minimum of 6 months at Level 1  Vehicle inspection  Off-roadway test  On-roadway test	\$ Fee  16 years of age  90 days crash/violation free prior to application for Level 2 license  May drive without supervision except from midnight to 5 a.m. Driving is permitted from midnight to 5 a.m. only if driving to or from employment or with a licensed parent or designated licensed adult age 21 or older  Minimum of 6 months	No \$ fee  17 years of age  Minimum of 6 months at Level 2  12 consecutive months of violation/crash free driving at Level 1/Level 2 prior to application for Level 3 license  Full driving privileges with no restrictions
Minimum 3 week class		Minimum of 6 months					

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## Notes

## Notes

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